



GP 3754

PATENT

#4/election  
4/24/00  
D/Sherer

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT(S): Wilcox, D.	
APPLN. NO: 09/237,819	EXAMINER: Derakshani, P.
FILED: 27 January 1999	ART UNIT: 3754
TITLE: Apparatus and Method for Enhancing Evacuation of Bulk Material Shipper Bags	

**RESPONSE TO ELECTION OF SPECIES REQUIREMENT MAILED 21  
MARCH 2000**

Assistant Commissioner for Patents  
Washington, D.C. 20231

Dear Sir:

**REMARKS**

The examiner requires election of a single species and has identified Figure 1 as showing one species and Figure 2 as showing a second species. The examiner further identified claim 10 as being generic to both species.

The applicant submits that claims 1-13, 22-25, 27-34, 36, 39, and 41-49 are generic to all species, claims 37 and 38 are generic to Figures 2 and Figures 32-36, claims 26 and 35 read on Figure 1, and claims 14-21, 40, and 50-52 read most specifically on Figures 32-35.

Since so many claims are generic, insisting upon election to one of the species identified by the examiner does not reduce the examiner's burden. However, since an election is required in response to the requirement we have received, **the applicant provisionally elects the species the examiner identifies as being shown in FIG. 2.**

An election of species requirement between the species shown in Figures 32-36 and Figures 1-31 would make more sense and more significantly reduce the examiner's burden, in which case the applicant elects the species of Figures 1-31.

In view of the above, reconsideration and withdrawal of the election of species requirement are respectfully requested. Should the examiner have any

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